

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE	: CHAPTER
	:
CARRIAGE HOUSE CONDOMINIUMS, L.P.,	:
	:
DEBTOR.	: BANKRUPTCY No. 09-12647 SR

IN RE	: CHAPTER
	:
23S23 CONSTRUCTION, INC.,	:
	:
DEBTOR.	: BANKRUPTCY No. 09-12652 SR

MORRIS BLACK & SONS, INC.,	:
	:
PLAINTIFF,	:
	:
V.	:
	:
23S23 CONSTRUCTION, INC.,	:
CARRIAGE HOUSE CONDOMINIUMS, L.P., AND	:
TURCHI, INC.,	:
	: ADVERSARY No. 09-0111
DEFENDANTS.	:

## ORDER

**AND NOW**, upon consideration of the Defendants' Motion for Partial Judgment on the Pleadings Against Plaintiff Morris Black & Sons, Inc. (the "Motion");<sup>10</sup>

**AND** after a hearing with notice,

**AND** for the reasons set forth in the preceding Opinion, it is hereby:

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<sup>10</sup> Since Carriage House Condominiums, L.P. is no longer a defendant in this adversary proceeding and there is no indication whatsoever in the record that the Chapter 7 Trustee for defendant, 23S23 Construction, Inc., authorized Daniel J. Dugan, Esquire to file the Motion on its behalf, the Motion was filed solely on behalf of non-debtor defendant, Turchi, Inc.

**ORDERED** that this adversary proceeding is remanded to the Court of Common Pleas of Lehigh County, Pennsylvania, where it was originally filed.

BY THE COURT:

A handwritten signature in black ink, appearing to read "Stephen Raslavich", written in a cursive style.

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STEPHEN RASLAVICH  
CHIEF, UNITED STATES BANKRUPTCY JUDGE

DATED: June 22, 2011